

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF LOUISIANA**

**INDICTMENT FOR RECEIPT AND POSSESSION OF MATERIALS
INVOLVING THE SEXUAL EXPLOITATION OF
MINORS AND NOTICE OF FORFEITURE**

UNITED STATES OF AMERICA	*	CRIMINAL NUMBER:
v.	*	SECTION:
RICHARD A. HIGGINS	*	VIOLATION: 18 U.S.C. § 2252(a)(2)
	*	18 U.S.C. § 2252(a)(4)(B)
	*	18 U.S.C. § 2253
	* * *	

The Grand Jury charges that:

COUNT 1

(Receipt of Child Pornography)

Beginning at a time unknown and continuing until on or about December 11, 2009, within the Eastern District of Louisiana, and elsewhere, **RICHARD A. HIGGINS**, defendant herein, did knowingly receive, and attempt to receive visual depictions, that is, digital images, computer images, and digital video files, that had been mailed, shipped, and transported in interstate and foreign commerce, by any means, including by computer, the production of such visual depictions having involved the use of a minor engaging in sexually explicit conduct, as defined

in Title 18, United States Code, Section 2256(2), and such visual depictions were of such conduct.

All in violation of Title 18, United States Code, Section 2252(a)(2).

COUNT 2

(Possession of Child Pornography)

Beginning at a time unknown and continuing until on or about December 11, 2009, within the Eastern District of Louisiana, and elsewhere, **RICHARD A. HIGGINS**, defendant herein, did knowingly possess one or more matters, that is, computer hard drives and computer media containing digital images, computer images, and digital video files, which contained visual depictions that had been mailed, shipped, and transported in interstate and foreign commerce, and which were produced using materials which have been mailed, shipped, and transported in interstate and foreign commerce, by any means including by computer, the production of which involved the use of a minor engaging in sexually explicit conduct, as defined in Title 18, United States Code, Section 2256(2), and such visual depictions were of such conduct.

All in violation of Title 18, United States Code, Section 2252(a)(4)(B).

FORFEITURE ALLEGATION

1. The allegations of this indictment are re-alleged as if fully set forth here, for the purpose of alleging forfeiture, pursuant to Title 18, United States Code, Section 2253.
2. If convicted of the offense or offenses set forth above, **RICHARD A. HIGGINS**, the defendant herein, shall forfeit to the United States any and all materials and property used and intended to be used in the receipt and possession of visual depictions of minors engaging in sexually explicit conduct, and any and all property, real or personal, constituting or

traceable to gross profits or other proceeds obtained from the offense. Such property includes, but is not limited to, the following specific items found by federal agents on or about December 11, 2009:

- 1) Custom built desktop computer, black in color;
- 2) Maxtor hard drive, serial number L610SQPG;
- 3) Western Digital hard drive, model number DW3200;
- 4) Maxtor external hard drive, serial number UA61AAC.

A TRUE BILL:

Foreperson

JIM LETTEN (8517)
UNITED STATES ATTORNEY

JAN MASELLI MANN (9020)
First Assistant United States Attorney
Chief, Criminal Division

JAMES R. MANN (20513)
Assistant United States Attorney

BRIAN M. KLEBBA
Assistant United States Attorney

New Orleans, Louisiana
December 18, 2009